

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
Civil Action No. 1:15-CV-559

CITY OF GREENSBORO, et al.,     )  
                                                   )  
                  Plaintiffs,         )  
                                                   )  
                  v.                     )  
                                                   )  
GUILFORD COUNTY BOARD OF )  
ELECTIONS,                     )  
                                                   )  
                  Defendant.         )

MOTION TO DISMISS CITY OF GREENSBORO  
PURSUANT TO FED R. CIV. P. 12(b)(1)

\_\_\_\_\_  
Melvin Alston, Jean Brown, Hurley Derrickson, Stephen Golimowski, Wayne Goodson,  
Earl Jones, Sharon Kasica, Jim Kee, and William Clark Porter (“Intervenors”) file this Motion to  
Dismiss pursuant to Fed. R. Civ. P. 12(b)(1) as the Court lacks subject-matter jurisdiction to hear  
this claim because the Plaintiff City of Greensboro lacks standing to bring this action.  
Intervenor have filed a memorandum of law in support of this motion contemporaneously  
herewith. Intervenor request a hearing on this matter before the Court.

WHEREFORE, Intervenor respectfully requests that this Court dismiss all claims  
asserted by the City of Greensboro in this action for lack of standing pursuant to Fed. R. Civ. P.  
12(b)(1).

This 25th day of August, 2015

NARRON, O’HALE AND  
WHITTINGTON, P.A.

By: /s/ Benton G. Sawrey  
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CERTIFICATE OF SERVICE

The undersigned attorney certifies that this day he has electronically filed the foregoing Motion to

Dismiss in the above-titled action with the Clerk of Court using the CM/ECF system, which provided notice of such filing to:

Mark Payne, County Attorney  
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Respectfully submitted this 25th day of August, 2015

/s/ Benton G. Sawrey  
Benton G. Sawrey